

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

MARCELLUS B. JONES,
(PLAINTIFF)

4 : CV 18-2352

15
JOHN WITZEL ET AL
(DEFENDANTS)

FILED
WILLIAMSPORT
DEC 07 2018
PER J.D.
DEPUTY CLERK

INITIAL CIVIL COMPLAINT

I. JURISDICTION & VENUE

- 1) THIS IS A CIVIL ACTION PURSUANT TO: 42 U.S.C §§ 1983 1985 & 1986 TO REPRESS THE DEPRIVATION UNDER COLOR OF STATE LAW RIGHTS SECURED BY THE CONSTITUTION OF THESE UNITED STATES. THE COURT HAS JURISDICTION UNDER 28 U.S.C §§ 1331 & 1333 (a)(3) PLAINTIFF SEeks DECLARATORY RELIEF PURSUANT TO 28 U.S.C §§ 2201 & 2202 PLAINTIFF'S CLAIMS FOR INJUNCTIVE RELIEF ARE AUTHORIZED BY 28 U.S.C §§ 2283 & 2284 & FEDERAL RULES OF CIVIL PROCEDURE #65. THIS COURT ALSO HAS SUPPLEMENTAL JURISDICTION OVER PLAINTIFF'S STATE LAW CLAIMS UNDER 28 U.S.C § 1337
- 2) THE UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF PENNSYLVANIA IS THE APPROPRIATE VENUE UNDER 28 U.S.C 1331(b)(2) BECAUSE IT IS WHERE EVENTS GIVEN RISE TO THIS COMPLAINT OCCURRED.

II. PLAINTIFF

- 3) MARCELLUS AKA "JONES" THE PLAINTIFF IS & WAS @ ALL TIMES MENTIONED HEREIN A PRISONER OF PENNSYLVANIA STATE IN THE CUSTODY OF THE PENNSYLVANIA DEPARTMENT OF CORRECTIONS ("Pa D.O.C") MR. JONES IS CURRENTLY CONFINED IN THE STATE CORRECTIONAL INSTITUTION @ SMITHFIELD IN HUNTINGDON COUNTY PA

III. DEFENDANTS

- 4) DEFENDANT / TORT FEASOR JOHN "WETZEL" IS & WAS @ ALL TIMES MENTIONED THE SECRETARY / HEAD OF THE Pa D.O.C HE IS LEGALLY RESPONSIBLE FOR THE OVERALL OPERATION OF THE DEPARTMENT & EACH INSTITUTION UNDER ITS JURISDICTION
- 5) DEFENDANT / TORT FEASOR SHIRLEY "SMEAR" IS & WAS @ ALL TIMES MENTIONED THE EXECUTIVE SECRETARY OF THE Pa D.O.C SHE IS LEGALLY RESPONSIBLE FOR THE SUPERVISION OF THE DEPARTMENT & EACH INSTITUTION UNDER ITS JURISDICTION
- 6) DEFENDANT / TORT FEASOR JOHN "MURRAY" IS & WAS @ ALL TIMES MENTIONED A REGIONAL DEPUTY SECRETARY FOR THE CENTRAL REGION HE IS LEGALLY RESPONSIBLE FOR THE SUPERVISION OF INSTITUTIONS LOCATED WITHIN THE CENTRAL AREA OF PENNSYLVANIA STATE
- 7) DEFENDANT / TORT FEASOR BRAD "NEWTON" IS & WAS @ ALL TIMES MENTIONED AN ASSISTANT REGIONAL SECRETARY FOR THE CENTRAL REGION OF THE Pa D.O.C HE IS LEGALLY RESPONSIBLE FOR SUPERVISING / OVERSEEING CORRECTIONAL INSTITUTIONS WITHIN THE Pa D.O.C'S CENTRAL REGION
- 8) DEFENDANT / TORT FEASOR MARK "GARMAN" IS & WAS @ ALL TIMES MENTIONED THE DEPUTY SUPERINTENDANT OF CENTRALIZED SERVICES @ SCI-HUNT HE IS LEGALLY RESPONSIBLE FOR DAILY OPERATION / OVERSIGHT OF SERVICES @ SCI-HUNT

- 9) DEFENDANT / TORT FEASOR HEATHER "HAWKEMAN" IS & WAS @ ALL TIMES MENTIONED AN ASSISTANT REGIONAL SECRETARY FOR THE CENTRAL REGION OF THE PA D.O.C. SHE IS LEGALLY RESPONSIBLE FOR SUPERVISING / OVERSEEING CORRECTIONAL INSTITUTIONS WITHIN THE PA D.O.C.'S CENTRAL REGION
- 10) DEFENDANT / TORT FEASOR DORINA "WARNER" IS & WAS @ ALL TIMES MENTIONED A CHIEF GRIEVANCE OFFICER FOR THE PA D.O.C. SHE IS LEGALLY RESPONSIBLE FOR THE RESOLUTION OF PRISONERS GRIEVANCES OR COMPLAINTS WITHIN THE PA D.O.C.
- 11) DEFENDANT / TORT FEASOR JOANNE "TORMA" IS & WAS @ ALL TIMES MENTIONED THE DIRECTOR OF THE OFFICE OF POPULATION MANAGEMENT SHE IS LEGALLY RESPONSIBLE FOR PRISONERS TRANSFERS FROM ONE (1) INSTITUTION TO ANOTHER WITHIN THE PA D.O.C.
- 12) DEFENDANT / TORT FEASOR THEODORE "CARTER" IS & WAS @ ALL TIMES MENTIONED AN ASSISTANT WITHIN THE OFFICE OF POPULATION MANAGEMENT HE IS LEGALLY RESPONSIBLE FOR SUPERVISING / OVERSEEING PRISONERS TRANSFERS WITHIN THE PA D.O.C.
- 13) DEFENDANT / TORT FEASOR TABB "BICKELL" IS & WAS @ ALL TIMES MENTIONED THE WARDEN SUPERINTENDANT OF SOC-1-HUNT HE IS RESPONSIBLE FOR THE OVERALL DAY-TO-DAY OPERATIONS / OVERSIGHT OF SOC-1-HUNT
- 14) DEFENDANT / TORT FEASOR CHAD "WAKEFIELD" IS & WAS @ ALL TIMES MENTIONED A LEVEL-5 (FIVE) CORRECTIONS OFFICER @ SOC-1-HUNT
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DEFENDANT / TORT FEASOR CHAD "WAKEFIELD" IS & WAS @ ALL TIMES MENTIONED A LEVEL-5 (FIVE) CORRECTIONS OFFICER @ SOC-1-HUNT
- 15) DEFENDANT / TORT FEASOR JAMES "ECKARD" IS & WAS @ ALL TIMES MENTIONED THE DEPUTY FACILITY MANAGER @ SOC-1-HUNT HE IS LEGALLY RESPONSIBLE FOR THE DAILY OVERSIGHT & SUPERVISION OF SOC-1-HUNT'S MANAGEMENT
DEFENDANT / TORT FEASOR JAMES "ECKARD" IS & WAS @ ALL TIMES MENTIONED THE DEPUTY FACILITY MANAGER @ SOC-1-HUNT HE IS LEGALLY RESPONSIBLE FOR THE DAILY OVERSIGHT & SUPERVISION OF SOC-1-HUNT'S MANAGEMENT
DEFENDANT / TORT FEASOR JAMES "ECKARD" IS & WAS @ ALL TIMES MENTIONED THE DEPUTY FACILITY MANAGER @ SOC-1-HUNT HE IS LEGALLY RESPONSIBLE FOR THE DAILY OVERSIGHT & SUPERVISION OF SOC-1-HUNT'S MANAGEMENT

- 16) DEFENDANT / TORT FEASOR SCOTT WALTERS (?) IS & WAS A LEVEL-5 (FIVE) CORRECTIONS OFFICER / MAJOR @ S.C.I.-H @ THE TIMES MENTIONED HEREIN
- 17) DEFENDANT / TORT FEASOR KEVIN WALTERS IS & WAS A LEVEL-4 (FOUR) CORRECTIONS OFFICER / CAPTAIN @ S.C.I.-H @ THE TIMES MENTIONED HEREIN
- 18) DEFENDANT / TORT FEASOR BRIAN HARRIS IS & WAS A LEVEL-4 (FOUR) CORRECTIONS OFFICER / CAPTAIN @ S.C.I.-H @ THE TIMES MENTIONED HEREIN
- 19) DEFENDANT / TORT FEASOR EBY IS & WAS A LEVEL-4 (FOUR) CORRECTIONS OFFICER / CAPTAIN @ S.C.I.-H @ THE TIMES MENTIONED HEREIN
- 20) DEFENDANT / TORT FEASOR SMITH IS & WAS A LEVEL-4 (FOUR) CORRECTIONS OFFICER / CAPTAIN @ S.C.I.-H @ THE TIMES MENTIONED HEREIN
- 21) DEFENDANT / TORT FEASOR STEVENS IS & WAS A LEVEL-4 (FOUR) CORRECTIONS OFFICER / CAPTAIN @ S.C.I.-H @ THE TIMES MENTIONED HEREIN
- 22) DEFENDANT / TORT FEASOR ALTMAN SHAFER IS & WAS A LEVEL-4 (FOUR) CORRECTIONS OFFICER / CAPTAIN @ S.C.I.-H @ THE TIMES MENTIONED HEREIN
- 23) DEFENDANT / TORT FEASOR WENDY HENRY IS & WAS A LEVEL-3 (THREE) CORRECTIONS OFFICER / LIEUTENANT @ S.C.I.-H @ THE TIMES MENTIONED HEREIN

- 24) DEFENDANT / FORT FEAROR CHARLES MCCOY IS & WAS A LEVEL-3 (THREE) CORRECTIONS OFFICER / LIEUTENANT @ S.C. I - H @ THE TIMES MENTIONED HEREIN
- 25) DEFENDANT / FORT FEAROR DUNKLE IS & WAS A LEVEL-3 (THREE) CORRECTIONS OFFICER / LIEUTENANT @ S.C. I - H @ THE TIMES MENTIONED HEREIN
- 26) DEFENDANT / FORT FEAROR BIEKOE (?) IS & WAS A LEVEL-3 (THREE) CORRECTIONS OFFICER / LIEUTENANT @ S.C. I - H @ THE TIMES MENTIONED HEREIN
- 27) DEFENDANT / FORT FEAROR MAXWELL IS & WAS A LEVEL-3 (THREE) CORRECTIONS OFFICER / LIEUTENANT @ S.C. I - H @ THE TIMES MENTIONED HEREIN
- 28) DEFENDANT / FORT FEAROR R. TAYLOR IS & WAS A LEVEL-3 (THREE) CORRECTIONS OFFICER / LIEUTENANT @ S.C. I - H @ THE TIMES MENTIONED HEREIN
- 29) DEFENDANT / FORT FEAROR GILL IS & WAS A LEVEL-3 (THREE) CORRECTIONS OFFICER / LIEUTENANT @ S.C. I - H @ THE TIMES MENTIONED HEREIN
- 30) DEFENDANT / FORT FEAROR AWAND IS & WAS A LEVEL-2 (TWO) CORRECTIONS OFFICER / SERGEANT @ S.C. I - H @ THE TIMES MENTIONED HEREIN

- 31) DEFENDANT / TORT FEASOR MIREBELLA IS & WAS A LEVEL-2(TWO) CORRECTIONS OFFICER/SERGEANT @ S.C.I.-H @ THE TIMES MENTIONED HEREIN
- 32) DEFENDANT / TORT FEASOR GROVE IS & WAS A LEVEL-2(TWO) CORRECTIONS OFFICER/SERGEANT @ S.C.I.-H @ THE TIMES MENTIONED HEREIN
- 33) DEFENDANT / TORT FEASOR SILLIE (?) IS & WAS A LEVEL-2(TWO) CORRECTIONS OFFICER/SERGEANT @ S.C.I.-H @ THE TIMES MENTIONED HEREIN
- 34) DEFENDANT / TORT FEASOR EBELING IS & WAS A LEVEL-2(TWO) CORRECTIONS OFFICER/SERGEANT @ S.C.I.-H @ THE TIMES MENTIONED HEREIN
- 35) DEFENDANT / TORT FEASOR JEN REDFERN IS & WAS A LEVEL-1(ONE) CORRECTIONS OFFICER @ S.C.I.-H @ THE TIMES MENTIONED HEREIN
- 36) DEFENDANT / TORT FEASOR KENNETH BOAL IS & WAS A LEVEL-1(ONE) CORRECTIONS OFFICER @ S.C.I.-H @ THE TIMES MENTIONED HEREIN
- 37) DEFENDANT / TORT FEASOR REX WERTZ IS & WAS A LEVEL-1(ONE) CORRECTIONS OFFICER @ S.C.I.-H @ THE TIMES MENTIONED HEREIN
- 38) DEFENDANT / TORT FEASOR NOAH GROVE IS & WAS A LEVEL-1(ONE) CORRECTIONS OFFICER @ S.C.I.-H @ THE TIMES MENTIONED HEREIN

- 39) DEFENDANT / TORT FEASOR MALIK IS & WAS A LEVEL-1 (ONE) CORRECTIONS OFFICER @ S.C.O.I.-H @ THE TIMES MENTIONED HEREIN
- 40) DEFENDANT / TORT FEASOR VEROISKY (?) IS & WAS A LEVEL-1 (ONE) CORRECTIONS OFFICER @ S.C.O.I.-H @ THE TIMES MENTIONED HEREIN
- 41) DEFENDANT / TORT FEASOR JASON NYE IS & WAS A LEVEL-1 (ONE) CORRECTIONS OFFICER @ S.C.O.I.-H @ THE TIMES MENTIONED HEREIN
- 42) DEFENDANT / TORT FEASOR ROBERT BookHEIMER IS & WAS A LEVEL-1 CORRECTIONS OFFICER @ S.C.O.I.-H @ THE TIMES MENTIONED HEREIN
- 43) DEFENDANT / TORT FEASOR JAMES BROTHIER IS & WAS A LEVEL-1 (ONE) CORRECTIONS OFFICER @ S.C.O.I.-H @ THE TIMES MENTIONED HEREIN
- 44) DEFENDANT / TORT FEASOR MURTHY IS & WAS A LEVEL-1 (ONE) CORRECTIONS OFFICER @ S.C.O.I.-H @ THE TIMES MENTIONED HEREIN
- 45) DEFENDANT / TORT FEASOR FLECK IS & WAS A LEVEL-1 (ONE) CORRECTIONS OFFICER @ S.C.O.I.-H @ THE TIMES MENTIONED HEREIN
- 46) DEFENDANT / TORT FEASOR ROBERT Kovach IS & WAS A LEVEL-1 (ONE) CORRECTIONS OFFICER @ S.C.O.I.-H @ THE TIMES MENTIONED HEREIN
- 47) DEFENDANT / TORT FEASOR WOODWARD (?) IS & WAS A LEVEL-1 (ONE) CORRECTIONS OFFICER @ S.C.O.I.-H @ THE TIMES MENTIONED HEREIN

- 48) DEFENDANT / FORT FEASOR SITTT IS & WAS A LEVEL-1 (ONE) CORRECTIONS OFFICER @ S.C.O.I-H @ THE TIMES MENTIONED HEREIN
- 49) DEFENDANT / FORT FEASOR WYLE IS & WAS A LEVEL-1 (ONE) CORRECTIONS OFFICER @ S.C.O.I-H @ THE TIMES MENTIONED HEREIN
- 50) DEFENDANT / FORT FEASOR JANE DOE IS & WAS A LEVEL-0 (ZERO) CORRECTIONS OFFICER TRAINEE @ S.C.O.I-H @ THE TIMES MENTIONED HEREIN
- 51) DEFENDANT / FORT FEASOR JAMES BARNHILL IS & WAS THE DIRECTOR OF THE RADICAL DEPARTMENT OF SPECIAL INTERNAL INVESTIGATIONS ORG:II @ THE TIMES MENTIONED HEREIN
- 52) DEFENDANT / FORT FEASOR JAN DOE IS & WAS AN ASSISTANT TO THE RELEVANT REGIONAL SECRETARY WITHIN THE RADICAL @ THE TIMES MENTIONED HEREIN
- 53) DEFENDANT / FORT FEASOR EDWARD MORRISON IS & WAS A LEVEL-3 (THREE) CORRECTIONS OFFICER / LIEUTENANT @ S.C.O.I-H @ THE TIMES MENTIONED HEREIN
- 54) EACH DEFENDANT / FORT FEASOR IS BEING SUED INDIVIDUALLY & IN HIS OR HER OFFICIAL CAPACITY @ ALL TIMES MENTIONED IN THIS @ ALL TIMES RELEVANT HEREIN EACH DEFENDANT / FORT FEASOR ACTED UNDER COLOR OF LAW

IV. COMPLAINT

55) WHEREAS & "JONES" the Plaintiff HEREBY COMPLAINS AGAINST DEFENDANTS/TORT FEASORS CAPTIONED ABOVE

* * * * * NOTICE *

56) ALL DEFENDANTS/TORT FEASORS MENTIONED FOREGOINGLY - Paragraphs # 4-53 MEET ANY & ALL SET CRITERIA & DEFINITIONS OF "TORT FEASORS", "LOCAL AGENCIES" / "STATE OFFICIALS" IN ACCORDANCE WITH THE PENNSYLVANIA POLITICAL SUBDIVISION TORT CLAIMS ACT 42 Pa.C.S.A. § 8501 ET SEQ. MOREOVER THE DEFENDANTS/TORT FEASORS ARE ALSO LIABLE UNDER PENNSYLVANIA RULES OF CIVIL PROCEDURE # 1007

57) MR. JONES ASSERTS THAT CLAIMS OF "WILLFUL MISCONDUCT", PURSUANT TO 42 Pa.C.S.A § 8521 & 8550 ARE BEING FILED AGAINST EACH DEFENDANT/TORT FEASOR IN THEIR "INDIVIDUAL CAPACITIES" THRU-OUT THIS COMPLAINT AS A RESULT NONE OF THE DEFENDANTS/TORT FEASORS ARE ELIGIBLE TO RECEIVE IMMUNITIES UNDER THE PENNSYLVANIA POLITICAL SUBDIVISION TORT CLAIMS ACT BECAUSE MR. JONES ASSERTS IN HIS COMPLAINT THAT EACH TORT FEASOR WAS NOT MOTIVATED BY MALICE OR WILLFUL MISCONDUCT & THAT EACH TORT FEASOR'S ACTION - EXPLAINED IN AND DETAIL BELOW - WAS TAKEN IN ORDER TO BRING ABOUT THE RESULTS &/OR INJURIES DESIRED BY THESE TORT FEASORS (INTENTIONAL TORT) & (CONVERSION TORTS) THAT FOLLOWED.

58) IT IS MR. JONES' ASSERTION THAT DURING THE INCIDENTS IN WHICH THE TWO FENNELS COMMITTED WILLFUL MISCONDUCT AGAINST HIM EACH TORN FENNEL WAS ACTING OUTSIDE OF THE OFFICE OR DUTIES OF THE EMPLOYER WHILE PURPORTING TO BE ACTING UNDER COLOR OF LAW & DEPARTMENT OF CORRECTIONS POLICIES THEREFORE ANY LEGAL ASSISTANCE PROVIDED TO THESE TORN FENNELS BY THEIR RESPECTIVE EMPLOYING AGENCIES IS A STATUTORY VIOLATION UNDER THE PENNSYLVANIA POLITICAL SUBDIVISION TORT CLAIMS ACT @ 42 PACS: A § 8547 LEGAL ASSISTANCE & MAY GIVE RISE TO FUTURE CLAIMS PUNISHABLE BY LAW.

* * * * * JUDICIAL NOTICE (EQUITABLE TOLLING) *

59) BECAUSE OF MR. JONES' CONTINUED SUFFERAGE UNDER CAMPAIGNS OF FRUSTRATION\RETALIATION\DISSUASION\TERROR HARASSMENT IN THE PROCESS OF HIM TRYING TO BRING HIS COMPLAINT BEFORE THE COURT

60) MR. JONES NOW WELLS THE COURT TO APPLY THE STANDARD OF EQUITABLE TOLLING TO HIS CLAIMS IN THIS LITIGATION SINCE THE FACTS RAISED HEREIN WERE FILED BEFORE THE COURT IN TWENTY FILINGS @ CIVIL ACTION # 4:13-CV-1400 EL 2:15-CV-0130.

V. BACKGROUND/RELEVANT FACTS

61) ON THESE DATES: FEB 10 2013 FEB 26 2013 MAR. 3 2013 MAR 4 2013
MAY 9 & 14 2013 JUNE 6 & 12 2013 OCT. 25 2013 NOV 15 2013
JAN 21 2014 SEE ALSO STATE LABOR COMMISSION # 19-970 MR. JONES FILED ALL OF THE FOREGOING NOTIFICATIONS TO DEFENDANT HURT FENNEL WETZEL LETTING HIM KNOW THAT THE S.C.O.H STAFF WERE NOT ONLY

HELLBENT/RETALIATION PRONE BUT THEY WERE TORTURING ABDUCTION
TERRORIZING MR. JONES TO STOP HIM FROM PURSUING LEGAL ACTIONS
THAT. However after MR. JONES FILED & FULLY EXHAUSTED
OVER 50 (FIFTY) INTERNAL POLICE GRIEVANCES & SENT NUMEROUS LETTERS
OF COMPLAINT ALONG WITH 2 (TWO) LAWSUITS - # 3:12 CV 0487 &
4:13 CV-1400 - & HABEAS CORPUS PETITION # 19-970. However NONE
OF THESE REPORTS / NOTICES / COMPLAINTS / GRIEVANCES WERE RESOLVED NOR
ALLEGED AGAINST WETZEL.

* * * *

JUDICIAL NOTICE (REGULAR RECORDINGS)

- 62) PURSUANT TO POLICE POLICY # 6-3-1 IT IS MANDATORILY THAT
DEFENDANTS/TORT FEISORS: WETZEL, BARNACLE, SMITH, BICKELL, HALDEMAN,
WEDROWICZ, MURRAY, NEUTON, VARNER, ECKERD, GARRAHAN, WAKEFIELD &
WALTERS REVIEW ALL CAMCORDER/AUDIO-VIDEO FOOTAGE.
- 63) MR. JONES WAS SUBJECTED TO OVER 30 (THIRTY) INCIDENTS THAT REQUIRED
CAMCORDER/AUDIO-VIDEO FOOTAGE TO BE USED & THESE DIGITALLY DOWNLOADED
& ELECTRONICALLY STORED VIDEOS / DVDs' WERE SENT DIRECTLY TO THE
FORTHCOMING ADMINISTRATORS SUPPLYING THESE DEFENDANTS / TORT FEISORS
WITH ACTUAL NOTICE OF THE ABUSE, RETALIATION & TORTUROUS CONDITIONS
THAT MR. JONES WAS BRUTALLY HOUSED UNDER.
- 64) WHETHER VIA VIDEO FOOTAGE COURT FILINGS INTERNAL POLICE COMPLAINTS
LETTERS OF NOTIFICATION MR. JONES HAS PROVED THE COURTS WITH AMPLE
PROOF / EVIDENCE THAT DEFENDANTS / TORT FEISORS: WETZEL, BARNACLE,
SMITH, VARNER, BICKELL, HALDEMAN, MURRAY, TORKWA, CARTER, NEUTON,
ECKERD, GARRAHAN, WAKEFIELD & WALTERS WERE EXTREMELY / GROSSLY
NEGLIGENCE & MALICIOUSLY DELIBERATE INDIFFERENT

TO THE REPEATED ATTACKS ABUSIVE TORTUROUS TREATMENT MR. JONES
ENDURED @ S.C.I.-H.

III. # 1 CAUSE OF ACTION S.C.I.-H

- (65) AFTER MR. JONES' RECEIVED NOTIFICATION FILINGS & CIVIL LAWSUIT # 3:12CV0487 DEFENDANT/TORT FEASORS: WETZEL; SIEBEL; MURRAY; TOWNS; BICKELL; HADOMIAN; NEWTON; WARNECKE; GAKKIN; ECHARD; WHITFIELD & WALTERS ENTERED INTO AGREEMENT THAT MR. JONES BE SENT BACK TO S.C.I.-H ON JAN. 7 2013 AS A DIRECT RESULT THE DEFENDANTS & THEIR FRIENDS / CO-WORKER HAD UNFETTERED / FREE REIGN TO RETALIATE AGAINST MR. JONES WHEN HE WAS PLACED AGAIN IN THEIR CARE. THE DEFENDANTS IN CIVIL ACTION # 3:12CV0487 WAS A. THILLOR & MAINELLO.
- (66) OUT TO MR. JONES' REPEATED / CONSISTENT REPORT / NOTIFICATIONS OF ABOVE DEFENDANTS / TORT FEASORS: WETZEL; SIEBEL; WARNECKE; BARNACLE; MURRAY; NEWTON; BICKELL; HADOMIAN; TOWNS; GAKKIN; WHITFIELD; ECHARD & WALTERS HAS A DUTY AS WELL AS AMPLE OPPORTUNITIES TO APPLY THEIR OWN INTERNAL PROCEDURES WHICH STATE IN RELEVANT PART "AFTER ANY SIGNIFICANT INCIDENT OCCURS BETWEEN A PRISONER OR PRISON STAFF AN IMMEDIATE SEPARATIONAL TRANSFER SHALL BE ORDERED TO PREVENT ANY RETALIATORY ABUSE FOR FUTURE CONFLICTS".
- (67) EVEN THOUGH THE FOREGOING POLICY / RULE / REGULATION / PROCEDURE WAS IN PLACE THWART OUT MR. JONES' ENTIRE ORDEAL OF TORTUROUS CONFINEMENT @ S.C.I.-H. NONE OF THE ABOVE NAMED / MENTIONED DEFENDANTS KILLED IN ACCORDANCE WITH THE ABOVE MANDATES ALL OF THE DEFENDANTS / TORT FEASORS MENTIONED FOREGOINGLY REVIEWED / INSPECTED / EXAMINED / SCRUTINIZED.

- 68) MR. JONES' PA.D.O.C PRISON RECORDS/FILES PP WHICH SAID PRISON FILES ARE & /OR WERE OVER FLOWING WITH COMPLAINTS /REPORTS NOTICES OF ABUSE / GRIEVANCES AGAINST THE DEFENDANTS TO CIVIL ACTION # 3:12 CV 0487. YE-T, EVEN THOUGH MR. JONES' PA.D.O.C PRISON FILES WAS SCREENED THOROUGHLY BY THE ABOVE NAMED DEFENDANTS / OR FENDERS THESE PA.D.O.C & S.C.I-II ADMINISTRATORS HAD MR. JONES CONFINED / TRANSFERRED INTO THE CLUTCHES OF CIVIL DEFENDANTS WHO IMMEDIATELY ENGAGED CAMPAIGNS OF RETALIATION & ABUSE AGAINST MR. JONES
- 69) WITH PRIOR ACTUAL NOTICE & FOREWARNINGS FROM MR. JONES TELLING THEM THAT FUTURE ABUSES/DANGER WAS IMMINENT /THREATENING THE AVERAGE PROFESSIONAL IN THE CORRECTIONS FIELD WOULD HAVE EASILY /IMMEDIATELY NOTICED & RECOGNIZED THE POTENTIAL FOR RETALIATORY ABUSES TO OCCUR. HOWEVER INSTEAD OF TAKING PREVENTIVE MEASURES TO "AVOID FUTURE CONFLICTS" LIKE THE ABOVE MENTIONED PA.D.O.C POLICY SAYS WETZEL ET AL. EMPLOYED AN ARBITRARY & DE FACTO CUSTOM & PRACTICE AGAINST MR. JONES WHERE THESE SO-CALLED SUPERVISORS COVERED-UP / COVERED FOR / STONEWALLED & INDIFFERENTLY IGNORED MR. JONES' GRIEVANCES / COMPLAINT NOTICES TO THEM ~~SEE~~ FILINGS @ 2:15-CV-0130.
- 70) MR. JONES BETWEEN FEB - MAY 2013 SENT OVER 5(FIVE) LETTERS OF COMPLAINT TO: WETZEL, SMITH, MURRAY, NEWTON, VARNER, TURNER & CARTER. MR. JONES ALSO FILED OVER 30 (THIRTY) PA.D.O.C FORMAL INTERNAL GRIEVANCES TO: VARNER, BICKELL & MR. JONES FILED OVER 30(THIRTY) PA.D.O.C INTERNAL REQUEST FORMS TO S.C.I-II ADMIN. BICKELL, ECKERD, GARMIN, HALDEMAN, WAKEFIELD, WALTERS, K. WALTERS, HARRIS, EBY, ALTMANSTOER, SMITH & STEVENS
- 71) MR. JONES SENT VARIOUS / MULTIPLE FORMAL PA.D.O.C GRIEVANCES REQUEST TO STAFF FORMS & LETTERS ESTABLISHING ACTUAL NOTICE

TO EACH OF THESE ADMIN. DEFENDANTS YET NONE OF THEM DID ANYTHING TO STOP THE ABUSES MR. JONES WAS SUFFERING

* * * JUDICIAL NOTICE * * *

- 72) ON FEB 5, 2013 MR. JONES GAVE THESE ADMIN. DEFENDANTS FURTHER ACTUAL NOTICE BY TESTIFYING AT A DEPOSITION RELATED TO 3:12-CV-0487 IN WHICH HE TOLD PROSECUTING ASST CNSL JEFFERY PALADINE UNDER OATH THAT THE DEFENDANTS TO CIVIL ACTION # 3:12-CV-0487 WERE RETALIATING & THREATENING MR. JONES WITH RETALIATION FOR HIM FILING A LAWSUIT. NOTHING WAS DONE TO STOP THESE ABUSES.

1 CAUSE OF ACTION - S.C.I - HUNT

- 73) ON JAN. 9 2013 AFTER MR. JONES TRANSFERRED FROM SEC-1-CAMP -HILL TO S.C.I-H (ON JAN. 7 2013) DEFENDANTS BOAL WERTZ MURTIFF & MAINELLO WHERE ISSUING/PASSING OUT ROLLS OF TOILET PAPER TO PRISONERS ON JAN 9, 2013 WHEN MURTIFF STARTED THROWING ROLLS OF TOILET PAPER @ MR. JONES' CELL AS HE STATED "WIRE UP YOURSELF YOU BLACK PIECE OF SHIT SNITCH" BOAL THEN ENCOURAGED MURTIFF STATING "THAT'S A GOOD JOB MURTIFF THANK FOR SHOWING THAT NIGGER WE DON'T LET 'EM GET AWAY WITH FILING LAWSUITS AGAINST US" MAINELLO & WERTZ BOTH SAID "YEAH, THAT'S A GOOD JOB TEACH THAT NIGGER NOT TO FILE LAWSUITS AGAINST US"

- 74) ON JAN 11, 2013 AS APPROXIMATELY 8(EIGHT)-10(TEN) CORRECTIONS OFFICERS WERE POINTING CELL GENERATORS OF EVERY CELL ON GA-BLOCK A PUDDLE OF URINE WAS ON THE FLOOR IN FRONT OF THE CELL ADJACENT TO MR. JONES' CO-O FLECK AFTER MULTIPLE NOTICES/WARNINGS FROM HIS CO-WORKERS & MR. JONES FLECK INTENTIONALLY DELIBERATELY IGNORED EVERYONE'S WARNINGS & STEPPED INTO

THE CLEARLY OBVIOUS PUDDLE OF URINE IN FRONT OF GA 1011 CELL
MR JONES WAS CONFINED IN GA 1012 CELL

- 75) AFTER SLECK REPEATEDLY /CONTINUOUSLY TRENDED /WALKED
THRU THE URINE PUDDLE HE THEN APPROACHED MR JONES' CELL TO
DO A SEARCH OF MR JONES' CELL - MIND YOU MR JONES ONLY
GOT BACK TO SOC-I-H ON JAN 1 2013 A MERE 4 (FOUR) DAYS PRIOR
AS HE HAD NOTHNG OF SUBSTANCIAL IN HIS CELL TO SEARCH.
- 76) BEFORE SLECK ENTERED MR JONES' CELL MR JONES ASKED THE ASISTANT
SUPERVISING LT. DUNKLE TO ASK SOMEONE TO SEARCH THE CELL BECAUSE
SLECK HAD URINE ON HIS BOOTS DUNKLE THEN SAID "WELCOME BACK
SNITCH WE DIDN'T FORGET ALL THOSE COMPLAINTS & SEARCH PAPERWORK YOU
FILED LAST TIME YOU WERE HERE IT'S PAYBACK"
- 77) SLECK THEN ENTERED MR JONES' CELL & THREW URINE BATH PANTS
IN THE CELL & SLECK SATTED ON MR JONES' BLANKET MATTRESS & SLEETS
UNDER THE GUISE OF GUARDING MR JONES' CELL SLECK TOLD MR JONES
"THIS IS HOW WE TREAT LAW BREAKERS @ SOC-I-H"

VII. COUNT 2 (FEB⁰ 2013)

- 78) ON FEB⁰ 12 2013 MR JONES WAS ASSIGNED TO ATTEND THE LAW
LIBRARY - A PRISONER BY THE NAME OF ERICK MOSELEY OR MOSELEY WAS
ALREADY IN THE LAW LIBRARY - MR JONES WAS BEING ESCORTED
THE LAW LIBRARY BY COO'S BUCHANAN & MANIELLO - A DEFENDANT
CIVIL ACTION # 3:12-CV-0457 BUCHANAN & MANIELLO MADE REPEATED
THREATS AGAINST MR JONES UNDER THE GUISE OF AN "ESCORT" SITTING
MANIELLO - "Now You Piece Of JUNK SNITCH WE'RE GONNA MAKE YOU
PAY FOR FILING THAT LAWSUIT AGAINST US" & BUCHANAN "YOU'RE
GONNA LEARN NOT TO BE THAT-SHIT OR NO SHIT FRIENDS ON US"
- 79) AFTER MR JONES WAS IN LIBRARY IN THE LAW LIBRARY PERIOD
COO'S DICK MANIELLO & BUCHANAN ENTERED MR JONES' CELL & THREW
MR JONES' PERSONAL & LEGAL ITEMS - AWAY.

* * * JUDICIAL NOTICE * * *

- 80) ON FEB 26, 2013 MR. JONES NOTIFIED PAROLE ASSISTANT
Jeffrey PELLEGRINA WITH HE FEARED FOR HIS LIFE DUE TO THE
REFUSAL TO CASE # 3:12-CV-0481 - RE: MANDOLLA & WILSON - ACTS
OF ABUSE OR THREATS TO HIM. MR. JONES SUPPLIED PELLEGRINA WITH
NOTICES OF ABUSE / TERMINAL ON 26(WO) OCCASIONS ONCE @ 1118
FIRST SCHEDULED POSITIONED BY 9:30 5/2013 & AGAIN @ THE
POSITIONED OF FEB 26, 2013.
- 81) NOTHING WAS DONE TO STOP THE RETALIATORY ABUSES MR. JONES
WAS SUBJECT TO.

VIII. COUNT - 3 (MAR. 2013)

- 82) ON MAR. 3, 2013 AS MR. JONES WAITED TO BE GIVEN A TRAY
@ THE MORNING MEAL TIME MANDOLLA REFUSED TO GIVE MR. JONES A TRAY
WITH FOOD ON IT STATING "YOU DON'T THINK I'D FIND OUT ABOUT YOUR
WHO CONFERENCE (DEPOSITION) THE OTHER DAY MEERS TOLD US ALL ABOUT
YOU SHITCHED US OUT. JUST SEE THAT YOU DON'T EAT".
- 83) MR. JONES THEN REQUESTED TO SPEAK TO A V.I. V.I. TAYLOR
CAME TO MR. JONES' CELL & INSTEAD OF ISSUING MR. JONES HIS MEAL
TAYLOR MADE THE RETALIATORY THREAT OF "DATE OF CARE IF YOU GET
ANYTHING TO EAT OR NOT NIGGGER ALL YOULL GET FOR COMPLAINING
ON MY M WITCH IS A GLASS OF OC SPRAY" MR. JONES THEN TRIED
TO HAVE A CAPTION/SHIFT COMMANDER NOTIFIED HE WAS SPRAYED
WITH OC SPRAY FOR COMPLAINING.
- 84) ON MAR. 12, 2013 V.I. HEAD CO'S STAFF KYLE & MONTGOMERY
BY NURSE SIGNALS HAD MR. JONES BLASTED & DRENCHED IN OC
SPRAY AS MR. JONES SAT IN HIS CELL HE BEGAN TO HAVE
ASTHMA/BREATHING PROBLEMS MR. JONES THEN TOLD MONTGOMERY
OF HIS DISTRESS AS MONTGOMERY MADE ROUNDS.

85) APPROXIMATELY 20-30 MINUTES LATER MONTGOMERY RETURNED TO MR JONES' CELL WITH NURSE STEVENS THEN MR. Jones TOLD STEVENS ABOUT HIS BREATHING/ASTHMA PROBLEMS STEVENS THEN TOLD MR. JONES THAT HE WOULD BE PUT UNDER PSYCHIATRIC OBSERVATION IN A P.I.O.C. CELL BECAUSE "WE DON'T LIKE FEBABBLE DIBBERS THAT TELL OTHER FRIENDS HERE".

86) W. HARKER A TIAK CAME TO MR. JONES' CELL & SAID "WE DON'T WANT TO WAIT FOR YOU ORANGE TO ADmit WHAT HAPPENED AGAINST MY BUDDY TAYLOR" MR. JONES MADE A FUTILE EFFORT TO HAVE A CAPTION/SILHOUETTE COMMANDER DENIED THAT HE WAS NOT SUPPOSED & THERE WAS NO NEED TO HAVE HIM PLACED IN A PSYCHIATRIC OBSERVATION CELL SMITH WILLE WAS THE CAPTION/SILHOUETTE COMMANDER REFUSED TO ADDRESS MR. JONES' PROBLEM & ORDERED THAT MR. JONES BE STRAYED. WALK, STAFF & KILL MEN SPANKED MR. JONES OVER 4 (FOUR) TIMES WITH O'C. STICK.

IX. COUNT-4 (APR. 2013)

87) ON APRIL 9 2013 MR. JONES WAS DENIED HIS AFTERNOON MEAL BY CO'S MANGELLO & BUELLARD WHO WERE ASSIGNED TO GIVE OUT AFTERNOON MEALS ON THIS DATE MR. JONES MEN ASKED TO SPEAK TO A SUPERVISOR & W. HARKER CAME TO MR. JONES CELL & SAID "NO @ 5:00-1:15 WILL YOU WE MEET TOGETHER HERE" LATER THAT SAME DAY DURING THE EVENING MEAL CO'S RIBERS & BUTLER PROVIDED MR. JONES HIS MEAL TRAY.

88) ON APRIL 11 2013 CO'S WERTZ & ROBERT DENIED MR. JONES HIS AFTERNOON MEAL TRAY & WHEN MR. JONES ASKED TO SPEAK TO A SUPERVISOR SGT. SWANSON CAME TO MR. JONES' CELL & SAID "DON'T CRY TO ME CAUSE I'M THE ONE WHO TALKED EM TO BURY YOU"

89) MR. JONES WAS ASKED TO SPEAK TO A CPT. / S11/HI COMMANDER LT. MCGRATH ARRIVED @ MR. JONES CELL & TOLD HIM "YOU STILL HAVEN'T LEARNED THE MORSE YOU KEEP ON RUINING EVERYONE WENT TO GET YOU!"

ON APRIL 17 2013 MR. JONES WAS RETURNED HIS HAND & WRIST WHICH WAS BORN DURING MARCH 81 BORN GREEN & POKER CHIP

~~X~~ COUNT - 5 (MAY 2013)

- 90) ON MAY 7, 2013 MR. JONES WAS SLAMMED TO THE GROUND REPEATEDLY KICKED & TASERED BY CO'S JONES WERE BORN MALLORY GREEN, BUCHANAN & REDFORD AS THEY WERE WORKED TO DEATH BY MR. MALLEY WHILE 96% SUPPLY CLOSING & KNOB 91000 BY 81 UNTILLED
- 91) ON MAY 12, 2013 CO'S MALLORY, REDFORD, MALLEY, BROOKHENDER, BULL, BUCHANAN, WERTZ, JONES & BUCHANAN UNDER THE GUISE OF CONDUCING SHOWERS - WHICH MR. SHOWER STAFF ARE NOTIFIED AT HIS CELL THESE DEFENDANTS MENTIONED CONTINUOUSLY / REPEATEDLY KICKED BANGED THREATENED YELLED RACIST SLURS & OBSCENITIES @ MR. JONES WHILE HE WAS IN HIS CELL.
- 92) ON MAY 14, 2013 CO'S REDFORD, MALLEY, MALLEY, BROOKHENDER, BULL, BUCHANAN, JONES, WERTZ, GREEN, & BUCHANAN CAN BE SEEN ON CCTV FOOTAGE MALLEY LEFT WERTZ DRUNKLES @ MR. JONES CELL

93) ON MAY 15, 2013 AFTER MR. JONES' REPEATED COMPLAINTS & INTERNAL GRIEVANCES C/O'S JONES BUCHHOLZ & PYLE & MALLORY CAN BE SEEN ON CCTV FOOTAGE KICKING A TRASH CAN INTO MR. JONES' CELL AS JONES SAID "YOU & YOUR GRIEVANCES ARE TRASH SO WILL TREAT YOU AS SUCH"

* * * JUDICIAL NOTICE * * *

94) MR. JONES SUBMITTED NUMEROUS COMPLAINTS/REQUEST FORMS TO SOC-I-H SUPERINTENDENT BICKELL FREQUENTLY IN A COMPLAINT/REQUEST FILED BY MR. JONES ON MAY 13, 2013 WHICH BICKELL ANSWERED ON MAY 16, 2013 SEE EXHIBIT THIS SPECIFIC REQUEST COMPLAINT SUPPLIED BICKELL WITH ACTUAL NOTICE THAT MR. JONES WAS IN DANGER & THAT AN ASSAULT BY SOC-I-H STAFF WAS IMMINENT BICKELL DID NOTHING IN RESPONSE TO MR. JONES' COMPLAINTS &

95) ON MAY 18 2013 MR. JONES WAS AMBUSHED / SET-UP BY SOC-SUPPLE BROOKHENDER & THE OTHER THREE DEFENDANTS ORDERED MR. JONES TO ATTEND AN UNSCHEDULED / UNSEEMLY / UNSOLICITED / UNSERVULOUS LAW LIBRARY "ESCAPE"

96) WHEN MR. JONES' LEFTHAND-ONLY-WAS CUFFED BROOKHENDER & PYLE WITH AUTHORIZATION FROM SUPPLE (I) OPENED THE SECURITY LEVEL 20 (TWENTY) CELL THAT MR. JONES WAS HOUSED IN UNDER THE CAUSE OF AN ESCAPE. BUCHHOLZ & PYLE ALLEGED MR. JONES BY INFORMATION THAT THAT WHEN HE ENTERED THE MAIL BOX HE TOLD THE GUARD TO "MAKE THE GUARD GET OUT OF THE BOX AND LET ME OUT OF THE HOLDING CELL" MR. JONES WAS BITTERED & ASSAULTED BY THESE DEFENDANTS WHICH SOC-I-H ADMIN. BICKELL CARLTON ECKERD HALORMAN WATFIELD WALTERS & BRIAN STEVEN R. WALTERS

SC MUNICIPAL & R KNEW WOULD OCCUR YET, NONE OF THESE
SIC-I-II ADMINS DID ANYTHING TO PREVENT THIS ATTACK.

LATER THAT EVENING C.O'S BOOLED MILK & BUTTER REFUSED
TO GIVE MR. JONES HIS MEAL TRAY.

XI. COUNT - 6 (OCT. 2013)

- 97) ON OCT. 10 2013 AFTER THEY GAVE PRISONERS EXTRA MEAL TRAYS TO HARASS/TERRORIZE/TEMENT/THREATEN MR. JONES FOR REPORTING THE ABUSE HE WAS SUFFER C.O'S REFERRED BY BOOK HEMER CAN BE SEEN ON C.C. TV FOOTAGE PASSING A COPY OF MR. JONES' GRIEVANCE WHICH HE FILED AGAINST THEM TO OTHER PRISONERS.
- 98) ON OCT. 20 2013 MR. JONES WAS DENIED HIS EVENING MEAL TRAY BY C.O'S MILK BOOLED TAKED VEROSKY & REDFERN. MR. JONES THEN SPOKE TO LT. BUSKO WHO TOLD MR. JONES "STOP BITCHING WHEN YOU ARE COMPLAINING SO MUCH MAYBE WE'LL FEED YOU".
- 99) THEN, AFTER MR. JONES CONTINUED TO COMPLAIN & ASK TO SEE THE CPT./SHIFT COMMANDER BUSKO ORDERED THAT MR. JONES BE PEPPER GASSED THEN STRIPPED PLACED IN A STRIPPED CELL - AKA, "HARD CELL" - WITH A RESTRAINT BELT HANDCUFFS & SHACKLES. THEN AFTER APPROXIMATELY 20-30 MINUTES PASSED BUSKO CAME BACK TO MR. JONES' CELL & ORDERED MILK, VEROSKY & REDFERN TO PEPPER GAS & TASER MR. JONES AGAIN EVEN THOUGH MR. JONES WAS ALREADY SECURED BEYOND MEASURE IN A LEVEL-20 CELL WITH SHACKLES & HANDCUFFED TO A RESTRAINT BELT.

XII COUNT - 7

- 100) PA PRO-C ADMIN DEFENDANTS WITZLY, SMITH, WARNER,
MURRAY, NEWTON, BARNACLE, TORMAN & CARRIER ALL WERE ON/
GIVEN ACTUAL NOTICE THAT ONGOING/CAMPAIGNS OF RETALIATION
TORTURE / TERRORISM / ABUSE WAS TAKING PLACE @ SCOT-I-H
SPECIFICALLY AGAINST MR JONES AS INDICATED FOREGOINGLY
- 101) FOLLOWER EVEN THOUGH MR JONES FILED OVER 50 (FIFTY)
PA PRO-C INTERNAL GRIEVANCES A STATE LABOR CORPUS PETITION
19-910 & OVER 20 (TWENTY) LETTERS OF COMPLAINTS TO WITZLY,
SMITH, MURRAY & BARNACLE THESE PA PRO-C ADMIN DEFENDANTS
COMMITTED ACTS OF MALICIOUS/GROSS NEGLIGENCE & BOLD/
EXTREME DELIBERATE INDIFFERENCE AGAINST MR JONES.
NONE OF THESE DEFENDANTS TOOK ANY SIGNIFICANT ACTS OR EFFORTS
ACTED TO PREVENT OR STOP THE ABUSES MENTIONED HEREIN.

* * * * * JUDICIAL NOTICE * * * *

- 102) AFTER MR JONES FILED & FULLY EXHAUSTED OVER 50 (FIFTY)
PA PRO-C INTERNAL GRIEVANCES TO WARNEE SHE DENIED ALL OF HIS
GRIEVANCES & WOULD NOT DO ANYTHING ABOUT THE COMPLAINTS RAISED
HEREIN.
- 103) ADDITIONALLY MR JONES' OVER 20 (TWENTY) LETTERS OF
COMPLAINTS REPORTING THE ABUSES MENTIONED HEREIN WERE
RESPONDED TO BY NEWTON BARNACLE & CARRIER WITH ALL
REFUSED TO DO ANYTHING ABOUT MR JONES' COMPLAINTS SPECIFICALLY
NEWTON WOULD ALREADY KNOW OF MR JONES' OVER 50 GRIEVANCE
FILING TO MR JONES TO "FILE A GRIEVANCE"¹⁹

Plaintiff Defendants WETZEL & SMITH were given
REGULAR REPORTS FROM THEIRS SUBORDINATES: PALMDALE CARRIER
WARNER BARRETT NEWTON & ^{WILLIAMS} AND REICKS
INFORMED WETZEL & SMITH OF THE ABUSES MR. JONES WAS
GETTING @ SOC 1-11

LEGAL CLAIMS

MR. JONES RE-ALLEGES & RECAPTURES PARAGRAPHS #

CLASS OF ONE - WHERE THE DEFENDANTS/TORT FEASORS MENTIONED
FORGOINGLY THRU-OUT COUNTS 1-~~7~~ KNEW THAT THEIR ACTS &
OMISSIONS WOULD HAVE LEGAL RAMIFICATIONS/CONSEQUENCES WHEN
THESE DEFENDANTS/TORT FEASORS CAUSED MR. JONES TO BE
TREATED IN A WAY WORSE THAN OTHER PRISONERS SIMILARLY
SITUATED TO MR. JONES

RETALIATION - WHERE THE DEFENDANTS/TORT FEASORS MENTIONED
FORGOINGLY THRU-OUT COUNTS 1-~~7~~ KNEW THAT THEIR ACTS &
OMISSIONS WOULD HAVE LEGAL RAMIFICATIONS/CONSEQUENCES
WHEN THESE DEFENDANTS/TORT FEASORS USED ILLEGAL BASIS' TO
TAKE ACTION AGAINST MR. JONES

FAILURE TO INTERVENE - WHERE THE DEFENDANTS/TORT FEASORS
MENTIONED FORGOINGLY THRU-OUT COUNTS 1-~~7~~ KNEW THAT THEIR
ACTS & OMISSIONS WOULD HAVE LEGAL RAMIFICATIONS/CONSEQUENCES
WHEN THEY FAILED TO STOP THEIR COLLEAGUES/EMPLOYEES/SUBORDINATES
FROM VIOLATING MR. JONES CONSTITUTIONAL RIGHTS

CONSPIRACY - WHERE THE DEFENDANTS/TORT FEASORS MENTIONED FOREGOINGLY THRU-OUT COUNTS 1-~~7~~ KNEW THAT THEIR ACTS & OMISSIONS WOULD HAVE LEGAL RAMIFICATIONS/CONSEQUENCES WHEN THEY ENTERED INTO AGREEMENTS TO VIOLATE MR. JONES' RIGHTS

CRUEL & UNUSUAL PUNISHMENT - WHERE THE DEFENDANTS/TORT FEASORS MENTIONED FOREGOINGLY THRU-OUT 1-~~7~~ KNEW THAT THEIR ACTS & OMISSIONS WOULD HAVE LEGAL RAMIFICATIONS/CONSEQUENCES WHEN THEY SUBJECTED MR. JONES TO GROSSLY NEGIGENT/DELIBERATE/INDIFFERENT/MALICIOUS/INHUMAN TREATMENT

VIOLATION OF DUE PROCESS - WHERE THE DEFENDANTS/TORT FEASORS MENTIONED FOREGOINGLY THRU-OUT COUNTS 1-~~7~~ KNEW THAT THEIR ACTS & OMISSIONS WOULD HAVE LEGAL RAMIFICATIONS/CONSEQUENCES WHEN THEY SUBJECTED MR. JONES TO DENIAL OF HIS RIGHT TO DUE PROCESS OF LAW

PA STATE LAW INTENTIONAL & CONVERSION TORTS - WHERE THE DEFENDANTS/TORT FEASORS MENTIONED FOREGOINGLY THRU-OUT COUNTS 1-~~7~~ KNEW THAT THEIR ACTS & OMISSIONS WOULD HAVE LEGAL RAMIFICATIONS/CONSEQUENCES WHEN THEY VIOLATED MR. JONES' STATE LAW RIGHTS PER 42 Pa.C.S.A §§ 8545-8550

PA STATE LAW PEVULAR RISK & SUPERIOR KNOWLEDGE TORTS - WHERE THE DEFENDANTS/TORT FEASORS MENTIONED FOREGOINGLY THRU-OUT COUNTS 1-~~7~~ KNEW THAT THEIR ACTS & OMISSIONS WOULD HAVE LEGAL RAMIFICATIONS/CONSEQUENCES WHEN THEY HAD ACTUAL KNOWLEDGE OF UNNECESSARY RISKS TO MR. JONES YET DID NOTHING TO ALLEVIATE SHOID RISKS

* * * JUDICIAL NOTICE * * *

In order to have the true units for filing the complaint
taken by this Court MR. JONES would like to bring this
Court's attention to the attached exhibits # 2-3 which
Shows STATE CORRECTIONAL INSTITUTIONS @: MARYLAND, KEN-
TERVILLE contains an OFC MR. SAYER TO LGRM. DOCUMENTS
REFERS TO THE SAME THAT ARE

EXHIBITS:

1) Letter dated July 2, 2016 and letter returns dated
September 1, 2016 concerning inmate Dwayne Jones and
regarding his release.

The returning inmate stated with reference to the
letter he got after the return date, "Pursuant to your
Mr. Dyer-Priore's instructions and instructions from the
State of MD DOB & DOB# 07-07-1987-A013 - that he
was sent to me in my cell block what he
see Mr. Dyer-Priore's name - Mr. Jones" is not
known where he went. He added to the State Rep. that
he has not seen him since he was released from this
institute for more than six months.

2) The "White Project members info" Shows the on Aug 10
2015 from Scott-Michael R. SULLIVAN that he
assigned to Wadsworth MR. Jones And A Court Reporter
CONSPIRED to have Mr. Jones been material - but to 2013-2014
- a period where Mr. Jones left 19.26 and - when he comes
back was received it was issued all of his legal papers
- referred to the court as a half hour which might /
misleading Plaintiff that he was not received any

THE STAFF RESPONSIBLE FOR HAVING MR. JONES' LEGAL WORK DESTROYED REGARDING THE ATTACHED PROPERTY THAT WERE ACTING IN RETALIATION AGAINST MR. JONES FOR FILING A COMPLAINT AGAINST THEM WHEN S.C.O.T.-FRICKVILLE C.O. KEVIN MAINS POINTED A SHOTGUN @ MR. JONES & THREATENED TO SHOOT HIM BECAUSE MR. JONES ASKED LT. MCCLINN (?) FOR HIS ASTHMA INHALER.

3) PRESENTLY THE ADMIN. @ S.C.O.T.-FAYETTE IS WITHOLDING MR. JONES' LEGAL DOCUMENTS WHICH IS CAUSING FURTHER DELAYS / INTERFERENCE / SABOTAGE / HINDRANCE / OBSTRUCTION

THE ABOVE POINTS ALONG WITH THE CONGRUENT EXHIBITS SHOW TOLLING IS REQUIRED IN THIS CASE.

MR. JONES RECEIVES COPIES OF ALL THE DOCUMENTS THAT ARE BEING PRESENTED AS EXHIBITS TO THIS COMPLAINT.

MR. JONES HAS NO ADEQUATE OR COMPLETE REMEDY @ LAW TO REDRESS THE WRONGS DESCRIBED HEREIN, MR. JONES HAS BEEN & WILL CONTINUE TO BE IRREPARABLE INJURED BY THE CONDUCT OF THE DEFENDANTS UNLESS THIS COURT GRANTS THE DECLARATORY & INJUNCTIVE RELIEF WHICH MR. JONES SEEKS.

PRAYER FOR RELIEF

WHEREFORE MR. JONES RESPECTFULLY REQUESTS/PRAYS THAT THIS COURT ENTERS JUDGMENT GRANTING HIM:

A DECLARATION THAT THE ACTS & OMISSIONS DESCRIBED HEREIN VIOLATED MR. JONES' RIGHTS UNDER CONSTITUTION & LAWS OF THE UNITED STATES;

A DECLARATION THAT THE ACTS & OMISSIONS DESCRIBED
HEREIN VIOLATED MR. JONES' RIGHTS UNDER PENNSYLVANIA STATE LAW

A PRELIMINARY & PERMANENT INJUNCTION & DECLARATION
ORDERING DEFENDANTS TORT FEASORS: WETZEL & SMITH TO ALLOW
MR. JONES UNOBSTRUCTED ACCESS TO HIS LEGAL DOCUMENTS & PROPERTY

COMPENSATORY DAMAGES IN THE AMOUNT OF \$ 250,000.00 AGAINST
EACH DEFENDANT JOINTLY & SEVERALLY

PUNITIVE DAMAGES IN THE AMOUNT OF \$ 25,000.00 AGAINST EACH
DEFENDANT

A JURY TRIAL ON ALL ISSUES TRIABLE BY JURY

MR. JONES' COSTS IN THIS SUIT

ANY ADDITIONAL RELIEF THIS COURT DEEMS JUST PROPER & EQUITABLE

DATE: Nov 26, 2018

RESPECTFULLY SUBMITTED

MARCELLUS J. JONES
KR 2421 3rd FL SMITHFIELD
P.O.B 999 1120 LIKE ST
HUNTINGDON PA 16652

VERIFICATION

I HAVE READ THE FOREGOING COMPLAINT & HEREBY VERIFY THAT MATTERS
ALLEGED THEREIN ARE TRUE EXCEPT AS TO MATTERS ALLEGED ON INFORMATION &
BELIEF AS TO THOSE I BELIEVE THEM TO BE TRUE & CORRECT

S. MARCELLUS JONES



INMATE MAIL
PA DEPARTMENT
OF CORRECTIONS

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